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By: **Delegate Edwards**

Introduced and read first time: February 16, 2004

Assigned to: Rules and Executive Nominations

Re-referred to: Environmental Matters, March 1, 2004

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Committee Report: Favorable

House action: Adopted

Read second time: March 26, 2004

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CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Natural Resources - Hunting License Requirements - Exceptions**

3 FOR the purpose of creating an additional exception to a prohibition against hunting  
4 without a resident or nonresident hunter's license under certain circumstances;  
5 making stylistic changes; and generally relating to exceptions to hunting license  
6 requirements.

7 BY repealing and reenacting, without amendments,  
8 Article - Natural Resources  
9 Section 10-301(a)  
10 Annotated Code of Maryland  
11 (2000 Replacement Volume and 2003 Supplement)

12 BY repealing and reenacting, with amendments,  
13 Article - Natural Resources  
14 Section 10-301(b)  
15 Annotated Code of Maryland  
16 (2000 Replacement Volume and 2003 Supplement)

17 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
18 MARYLAND, That the Laws of Maryland read as follows:

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**Article - Natural Resources**

2 10-301.

3 (a) To provide a fund to pay the expense of protecting and managing wildlife,  
4 and preventing unauthorized persons from hunting them, a person may not hunt or  
5 attempt to hunt during open season and in any permitted manner any game birds and  
6 mammals in the State without first having procured either a resident or nonresident  
7 hunter's license. A person may not hunt or attempt to hunt nongame birds and  
8 mammals in Baltimore County or Frederick County without first obtaining a license.  
9 A permanent resident of a government reservation may obtain a resident hunter's  
10 license.

11 (b) [(1)] The following persons are not required to obtain a hunter's license or  
12 bonus antlered deer stamp:

13 [(i)] (1) With respect to hunting on farmland only:

14 [1.] (I) [Except as provided in paragraph (2) of this  
15 subsection, the] THE RESIDENT owner of the farmland and the owner's spouse,  
16 children, and children's spouse; [and

17 2.] (II) A tenant and the tenant's spouse, children, and, if  
18 residing on the farmland, children's spouse. A tenant is a person holding land under a  
19 lease, or a sharecropper who resides in a dwelling on the land, but a tenant does not  
20 include any employee of the owner or tenant; AND

21 (III) A NONRESIDENT OWNER OF A PARCEL OF FARMLAND LOCATED  
22 IN MARYLAND AND AN ADJACENT STATE WHOSE PRIMARY RESIDENCE IS ON THAT  
23 PARCEL, AND THE OWNER'S SPOUSE, CHILDREN, AND CHILDREN'S SPOUSE;

24 [(ii)] (2) Any resident serving in the armed forces of the United  
25 States while on leave in the State, during the resident's leave period, if, while  
26 hunting, the resident possesses a copy of the resident's official leave order; and

27 [(iii)] (3) Any unarmed person participating in an organized  
28 foxhunt.

29 [(2)] The provisions of paragraph (1)(i)1 of this subsection do not apply to  
30 a nonresident owner of farmland.]

31 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
32 October 1, 2004.

